Previous references.

J. F. 150 of 1903-04.

File No. 68

of 1904-05.

1904

(III - Courts)

Later references.

G. F. - 0-05 07

Police 96 of 07

Sc 102 R/Nov-07

GENERAL AND REVENUE SECRETARIAT.

Ge 21 of 08 - Sc. 23 & 24

LR 27-13 83 284

Serial Nos. 1 and 2

PART B. FOR September 1904.

SUBJECT.

Supply of Law-books to Subordinate Courts.

FILE No. 68 of 1904-05.

Supply of Law Books to Subordinate Courts.

1 From the Registrar of the Chief Court of Mysore, No. 1038—72, dated the 15th August 1904.

States that the Subordinate Courts in the Madras Presidency are not generally supplied with copies of annotated Text Books of Law, but that the Judicial officers there are empowered to purchase for themselves and for the Courts subordinate to them such law books as they consider suitable to a Law Library, provided that the cost thereof does not exceed the budget allotment, and that no such provision exists for Mysore Courts.

2 To the Registrar of the Chief Court of Mysore, No. J. 650—C. 68-2, dated the 5th September 1904.

States that bare Acts are all that the Government may be expected to supply to the Courts in the State and that they are unable to accord sanction to the purchase of commentaries thereon at Government expense.

G. R. S. 58.

J. F. 150 of 03-04.

G.R.S. 11] 1904.

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 68 of 04-05

FILE HEADING.

Supply of Law Books to Subordinate Courts.

From

The Registrar of the Chief Court of Mysore

No. 1038/72 Dated 15/8/04 Received 16/8/04

Diary No. J.420.	Enclos. -	Spare Copies. -	Serial No. 1

BRIEF ABSTRACT OF LETTER.

States that the Subordinate Courts in the Madras Presidency are not generally supplied with Copies of annotated text books of law, but that the judicial officers there are empowered to purchase for themselves such law books as they consider suitable to a law library, provided that the cost of the books does not exceed the Budget allotment of Rs 200 which no such provision exists for the Mysore Courts.

NOTES AND ORDERS.

1. The previous history of the Case is contained in the office note already put up.

Record in B 9-9-04

Ltr for orders 22-8-04

2. I do not find herein G. P. No 16900 / J. 1049 dated 8/4/95. Please put up.

Draft rptd

NOTES—First sheet.

MGCPB—5,000—18-5-04

General and Revenue Secretariat. | File No. 68 of 190

Serial No.

Flag J.

3. The original order not for the Coming, as Copy of the Same has been already put up

NC 22/8/04 KH 22-8-04

4. A Copy of the Govt Circ in question should be obtained, since it would be necessary for reference. The Chief Commissioner's Proc of the 25th March ~~of~~ 1876 should be put up.

Done. 23/8

Resubmitted with reference

NC 23/8/04 KH 23-8-04

Flag A

5. The principle underlying the Chief Commissioner's Proc of the 25th March 1876 was communicated by the Govt of India and is to the effect that Commentaries and annotations on Codes & Acts should form part of an officer's private library.

6. The Govt. in their Proc No 16900/9.1044 Dated 8th April 1895, declined to make the proposed departure from this principle.

7. No apparent reasons for deviating from the past policy of Govt are anyw

MGCPB—10,000—19-5-04

General and Revenue Secretariat.

File No. 68 of 1904 -12 S

Serial No.

the Chief Court. If a departure is once permitted, it may often prove extremely difficult to know where to stop without arbitrariness

5. An adherence to the principle in question should no longer be productive of much inconvenience, regard being had to the circumstance that since 1876 the system of recruiting the Judicial Service has undergone vast change for the better and that nowadays men honored of legal degrees are generally chosen.

Please Papers, with-drawn. Flag A

6. The practice in the Madras Presidency, which the Registrar of the Chief Court was asked to report, is not inconsistent with the principle in point. Copies of annotated legal books are not generally supplied to subordinate Courts in the Madras Presidency

Duly arranged

23/6

(Seen)

to Submitted to the Divan Saheb

MGCPB—10,000—19-5-04

G.R.S. 12]

General and Revenue Secretariat.

File No. 65 of 1904 — 05

Serial No.

thro' the Pol Committee. I think the rules in force (having the sanction of the Govt of India) that Offrs should have ~~them~~ Commentaries purchased at their own cost is advantageous to Govt

C
23.8.1904

391
26-8-04

11 Bare Melli are all that Govt may be expected to supply to the Courts in the State. To the purchase of Commentaries thereon Govt ~~are~~ expense, whether from contingencies, special grants or otherwise, Govt are unable to give their sanction. Govt accordingly regret their inability to reconsider their order already passed.

12 An order somewhat as above may be passed

C
29.8.1904

29/8/04

1248
31.8.04

13. I agree
31.VIII.04

14 Draft accd
C
2.9.1904

NOTE—Contn. sheet.

MGCPB—10 000—19-5-04

General and Revenue Secretariat. | File No. of 190

Serial No.

Draft Sd

2/5/04 - 2.9.04 Seal) Draw arrangements 3/9

16 Draft passed & 7-9-1904

Draw 3/9

2 Do the Registrar of the Civil Court.

No. J 650/C.66.2 dated the 5th Sept 1904.

Sheets which have been called for by the Govt. may be reported to be supply to Courts in the State & which they are unable to accord sanction to the purchase of Commentaries thereon at Govt. expense

MGCPB—10,000—19-5-04

N. 1038
72

Sls

4420.

Sec. 1

From File 68 of 04-05.

Bangalore, 15th 1904.

To.

V. A. Rajaratna mooty Esqr.
Registrar, Chief Court of Mysore.

2.

B. K. Venkataraadiengar Esqr.
Secretary to Government,
Gl: + Rev. Departments.

Sir,

Adverting to the Proceedings of Government No. 2386/J dated 11th May 1904, re the supply of Law books to Subordinate Courts, I am directed to state that it has been ascertained by a reference to the Registrar of the High Court of Madras that Subordinate Courts are not generally supplied with copies of annotated text books of law, but that Judicial Officers are empowered to purchase for themselves and for the Courts subordinate to them, such law books as they consider suitable to a law library, provided that the budget allotments sanctioned for the purchase of books are not exceeded. No such budget provision exists for the Mysore Courts.

But they may themselves purchase them if considered suitable - See below - Ny

2 - As regards para 2 of the Proceedings

9

I am to request that the words "5 Sub Division" in the last para of this office letter no. 6592/277 dated 19th April 1904, may be deleted and "Rs 1435" altered into "Rs 1260".

I have the honor to be,
Sir,
your most obedient servant;

Registrar

L 6

G.R.S. 28]

File No. 68

Serial No. 2

Diary No. of letter replied to 1632

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT.
(Courts)

, *the* 5/9/ 1904

Date of issue 5/9/04

Signed by Mr B. K. Venkatavaradarajayya

READ.—

Letr No. 6592/277 dated the 15th April 1904. from the Registrar of the Chief Court of Mysore. requesting reconsideration of the orders passed in Govt Proc No. 16500/9 1045.

ORDER THEREON.—No. 1855 declining to cancel the subscriptions of certain law books for the use of the munsiffs' Courts and recommending that the District, Sub-Divisional and Asst Commissioner Magistrates may be supplied with copies of—

over

SUBJECT

MGCPB—5,000—21-6-04

Magras Criminal law, and Sohoni's Criminal Procedure Code, the cost thereof being provided for in the Budget for 1904-05.

2. Govt. Order No. 2386/7 dated the 11th May 1904, requesting the Registrar of the Chief Court to ascertain and report the practice prevailing in the Madras Presidency in regard to the supply of annotated text books of law to Judges and Magistrates.

3. Letter No. 1038/72 dated the 15th August 1904 from the Registrar of the Chief Court stating that the subordinate courts in the Madras Presidency are not generally supplied with copies of annotated text books of law but that the judicial officers there are empowered to purchase for themselves and for the Courts subordinate to them such law books as they

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation Sheet draft form.*)

Consider suitable for a law library. provided that the budget allotments sanctioned for the purchase of books are not exceeded, but that no such budget provision exists for the Mysore Courts

Orders thereon — 9/650 C 68-2 8/9/04

Bare acts are all that the Government may be expected to supply to the Courts in the State. For the purchase of Commentaries thereon at Government expense, whether from Contingencies, special grants or otherwise, Government are unable to give their sanction. ~~The Government accordingly regret their inability to reconsider their orders already passed.~~

3.9.1904

Secretary

Order 3/9

To The Registrar of the Chief Court of Mysore

2/9/04 9.9.04

Examd: Clerk. 5/9/04